## 2008 HOME / CDGB / Trust Fund Owner Certification Checklist

Year of Owner Certification
Property Name
Award Number(s) (HOME, CDBG, Trust Fund):
1. Completed Certification of Compliance – signed by an authorized signatory and notarized
2. Completed Development and Building Information Form
3. Completed Consolidated Annual Beneficiary Report (if submitting a paper copy, not required if tenant events reported through Online Reporting System)
4. Completed Utilities Information Form
5. Supporting Documentation for Utility Allowance
7. Affirmative Fair Housing Marketing Plan (if 5 or more HOME units)

## 2008 HOME CDBG/Trust Fund Annual Owner Certification of Compliance

(Development Name)	(Award No.)
The undersigned, having been allocated:	
Gonzalez National Affordable Housing Act,	unds (the "HOME funds") pursuant to Title II of the Cranstont, as amended, (the "Act") through the Indiana Housing and OME administration agency for the State of Indiana (the
Development Act of 1974, as amended, 42 U	ds (CDBG) pursuant to Title I of the Housing and Community U.S.C. 5301, through the Indiana Housing and Community g administration agency for the State of Indiana; and/or
	and) as created and authorized by <u>Indiana Code</u> 5-20-4-1 <u>et seq</u> nd Community Development Authority, a corporate body politic
"Development), and pursuant to the monitoring requi	improving a certain low-income rental housing development (the tirements of the Code and all regulations promulgated he requirements of the Act and all regulations promulgated ows:
(i) The Development:	
Total Units in Development:	
Total Low-Income Units:	
Total Vacant Units as of December 31st	
assisted and are HOME-eligible, but being occupied and managed in accordance  CDBG Funds: Has benefited from federal CDBG funds. O	Of total units in the Development, are HOME- anon-HOME-assisted. All of these units have been and are with all applicable HOME and IHCDA requirements.  Of total units in the Development, are CDBG are being occupied and managed in accordance with all ass.
	and funds. Of total units in the Development, are units have been and are being occupied and managed in and IHCDA requirements.

(ii)	The undersigned has received an annual income certification form from each tenant occupying an RHTC, HOME-assisted, and/or HOME-eligible, CDBG or Trust Fund unit in the Development and sufficient documentation to support that certification; and/or
(iii)	Each HOME-assisted and/or HOME-eligible, CDBG or Trust Fund unit in the Development was restricted as provided under the Code and/or Act.
(iv)	The Development is in continuing compliance with all promises, covenants, set-asides and agreed upon restrictions as set forth in the application for HOME, CDBG or Trust Fund funds for the Development
(v)	All units in the Development are for use by the general public and are used on a non-transient basis (except for units located in a building whose primary purpose is transitional housing for homeless as allowed for in the Code or the HOME, CDBG or Trust Fund program, whichever program is applicable).
	Also, the owner has not refused to lease a unit in the development to a Section 8 applicant because the applicant holds a Section 8 voucher or certificate.
(vi)	Additionally, please mark the appropriate certification:
	☐ No finding of discrimination under the Fair Housing Act, 42 U.S.C. 3501-3619, has occurred for this development. A finding of discrimination includes an adverse final decision by the Secretary of Housing and Urban Development (HUD), 24 CFR 180.680, and adverse final decision by a substantially equivalent state of local Fair Housing agency, 42 U.S.C. 3616a(a)(1), or an adverse judgment from a Federal court.
	☐ A finding of discrimination under the Fair Housing Act, 42 U.S.C. 3601-3619, has occurred & the owner has <b>attached documentation of the findings to this certification.</b>
(vii)	Please mark the appropriate certification(s):
	All units in the Development are suitable for occupancy, taking into account all federal, state, and local health, safety, and building (or other habitability standards), and the state or local unit responsible for making building code inspections did not issue a report of a violation for any building or low-income unit in the Development.
	☐ The state or local unit responsible for making building code inspections issued a report of a violation for any building or low-income unit in the Development during the certification year.  Documentation of the violations is attached to this certification.
	Fair housing, equal employment opportunity, and lead-based paint informational posters, as required by IHCDA, are conspicuously displayed at the Development. Additionally, each beneficiary of the CDBG and HOME assistance has been given lead-based paint and fair housing brochures as required by IHCDA. Documentation of each beneficiary's receipt of the brochures is being maintained throughout the affordability period and is available for inspection by IHCDA and/or HUD.
(viii)	Please mark the appropriate certification for <b>HOME Only</b> :
	☐ The Development includes less than five (5) RHTC, HOME-assisted, or HOME-eligible rental units under common ownership or developed by a single entity; therefore, IHCDA's HOME and/or Affirmative Marketing Procedures are not applicable.

ī 1	The Development includes five (5) or more RHTC, HOME-assisted, or HOME-eligible rental units under common ownership or developed by a single entity; subsequently, the owner utilized he following affirmative marketing practices in soliciting renters, determining their eligibility, and concluding all transactions:
	<ol> <li>Advertising of vacant units includes the Equal Housing Opportunity logo or slogan or both. (Advertising media may include, but is not limited to, newspapers, radio, television, brochures, leaflets, or an on-site sign);</li> </ol>
	(2) Applications for vacant units are solicited from persons in the housing market who are least likely to apply for the RHTC, HOME assisted, and/or HOME-eligible housing without the benefit of special outreach efforts. (In general, persons who are not of the race/ethnicity of the residents of the neighborhood in which the RHTC and/or HOME-assisted unit is located shall be considered those least likely to apply);
	(3) The local housing market has been analyzed to identify those persons who are least likely to apply and then specific marketing techniques have been formulated to reach the persons identified. (Resources for this targeted outreach may include, but are not limited to, community organizations, places of worship, employment centers, fair housing groups, housing counseling agencies, and social service centers);
	(4) The housing market has been re-assessed at least annually to determine persons who are least likely to apply for housing;
	(5) Each year, the marketing techniques utilized in the previous year have been analyzed to determine effectiveness in reaching those persons identified. Based on the annual analysis, marketing efforts have been modified to increase participation from those persons identified as being least likely to apply for housing.
	(6) A file documenting all marketing efforts (i.e., copies of newspaper ads, memos of phone calls, copies of letters, etc.) is being maintained throughout the Development's affordability period, compliance period, and/or extended use period and is available for inspection by IHCDA, HUD, and/or the Internal Revenue Service (IRS).
	(7) Each beneficiary of the HOME assistance has been given a fair housing brochure. Documentation of each beneficiary's receipt of the brochure is being maintained throughout the affordability period and is available for inspection by IHCDA or HUD.
	(8) A listing is being maintained of all residents of RHTC, HOME-assisted, and/or HOME-eligible units from the time of application submittal through the end of the affordability period, compliance period, and/or extended use period. This list includes but is not limited to each resident's age, race, sex, and income and is available for inspection by IHCDA, HUD or the IRS.
(ix)	Please mark the appropriate certification:
	☐ No HOME-assisted and/or HOME-eligible, CDBG or Trust Fund units in the Development became vacant during the applicable reporting period.
	One or more floating HOME-assisted and/or floating HOME-eligible CDBG or Trust Fund units in the Development became vacant during the applicable reporting period. Reasonable efforts were or are being made to rent such units or the next available (if HOME units are floating) unit or units of comparable size in the building to tenants having qualifying income.

(x)	Please mark the appropriate certification:					
	☐ No tenant of any HOME-assisted or HOME-eligible unit in the Development has experienced an increase in income above Sixty percent (60%) of Area Median Income, as defined by the U.S. Department of Housing and Urban Development.					
	☐ No tenant of any HOME-assisted or HOME-eligible units in the Development have experienced an increase in income above Eighty percent (80%) of Area Median Income, as defined by the U.S. Department of Housing and Urban Development, during the applicable reporting period.					
	One or more tenants of HOME-assisted or HOME-eligible units in the Development have experienced an increase in income above Eighty percent (80%) of Area Median Income, as defined by the U.S. Department of Housing and Urban Development, during the applicable reporting period.					
	CDBG and Trust Fund Developments					
	□ No tenant of any CDBG or Trust Fund units in the Development have experienced an increase in income above Eighty percent (80%) of Area Median Income, as defined by the U.S. Department of Housing and Urban Development, during the applicable reporting period. Such units are in temporary noncompliance with CDBG and Trust Fund program requirement. Such units will remain in temporary non-compliance until the current tenants choose to move from the units and the vacancies are filled with tenants having a qualifying income. Tenants occupying units of temporary noncompliance pay as rent the lesser of the amount payable by the tenant under State of local law or 30% of the family's adjusted income					
(xi)	The Development has at least on (1) smoke detector on each level of the rental dwelling unit.					
(xii)	The lease between the tenant and the owner of the HOME-assisted or HOME-eligible rental housing is not for less than one year, unless by mutual agreement between the tenant and the owner					
(xiii)	The lease between the tenant and the owner of the HOME-assisted or HOME-eligible rental housing does not contain any of the prohibited lease terms as set forth in 24 CFR 92.253(b).					
(xiv)	The owner of the HOME-assisted or HOME-eligible rental housing has adopted written tenant selection policies in accordance with 24 CFR 92.253(d).					
(xv)	The owner has not terminated the tenancy or refused to renew the lease of a tenant of HOME-assisted or HOME-eligible rental units except for serious or repeated violations of the terms and conditions of the lease; for violation of applicable Federal, State, or local law; for completion of the tenancy period for transitional housing; or for other good cause.					
(xvi)	When terminating or refusing to renew tenancy, the owner has served written notice upon the tenant specifying the grounds for the action at least 30 days before the termination of the tenancy.					
(xvii)	The Development is otherwise in compliance with the Code and/or the Act, including any IRS and/or HUD Regulations pursuant thereto, and applicable laws, rules, regulations, and ordinances.					
(xiii)	The Development is in continuing compliance with the Declaration of Extended Rental Housing Commitment applicable to the Development and filed in the office of the Recorder of the applicable County in the Sate of Indiana; and					

	(xix) provided	There have been no changes in the ownersh d with all details and all necessary documentations.		ere have bee	n, IHCDA has been	
		All HOME, CDBG, and Housing Trust F	und Properties.	•		
	(xx)	Please mark all of the following that has or	is effecting this	property dur	ring 2007 (if any);	
		Financial Instability				
		Pending Lawsuits				
		Bankruptcy				
		☐ IRS or Legal Problems				
		Change in Entity Make-up including, bu Name Interest Partners	t not limited to:			
		If any of the following has occurred, please	attach a descript	tion of the e	vents to this certification.	
	articles of other agrundersig certificatelivered (may be and made	ared and duly authorized by any and all necessor incorporation, bylaws, partnership agreem reement applicable to the owner to execute a gned; (b) the undersigned entity has full capation for and on behalf of the owner; (c) this cd; (d) this certification and any attachments, submitted through IHCDA's automated combe under penalty of perjury.  ersigned has executed this certification this	ent, articles of ond deliver this control of the city, power and a certification has including the Deapliance reporting	rganization, ertification f authority to been duly au evelopment ( g system) an	operating agreement or for and on behalf of the enter into and execute this athorized, executed and Compliance Tenant Repor re true, accurate, complete	rt
			(Printed/typed na	ame Chief Ex	ecutive Officer)	
			By:			
				of Chief Exec	utive Officer	
			Title:(Title of the Chie	ef Executive Officer	within the Ownership entity)	
Attest:						
STATE COUNT	OF INDI	IANA ) )SS:)				
Before 1	me, a Not	ary Public in a for said County and State, app	peared		the	
execution	on of the f	of of compliance as his/	, and who l her free and vol	being duly s untary act ai	worn acknowledged the nd deed.	

Witness my hand and Notarial Seal the	day of 200	
My Commission expires		
	Notary Public	
<del></del>		
My County of Residence		
-	Printed Name	

**HOME / CDGB/ Trust Fund Rental Housing Development and Building Information** 

#### **Year of Owner Certification 2008**

Development Information:
Award Number:
Development Name:
Development Address:
Development City/State/Zip:
Development Telephone Number:
Development County:
Has any Building or Address information changed since last submission, $\square$ <b>Yes</b> , $\square$ <b>No</b> , If yes please attach a description of changes.
Owner Information:
Development Ownership Entity:
Ownership Tax ID Number (TIN):(must coorespond with TIN on IRS Form 8609)
Contact Person: (must be owner, partner, or member of the partnership)
Owner Address:
Owner City/State/Zip:
Owner Telephone Number:
Owner Fax Number:
Owner e-mail:
Management Information:
Management Company:
Management Contact Person:
Management Address:
Management City/State/Zip:
Management Telephone Number:
Management Fax Number:
Management e-mail:

Multi-Family Housing Utilities Form			
Development Name:			
Award Number (HOME, CDBG, Trust Fund):			

#### 1. Utilities

	Gas	Electric	Oil	L.P.	Other	Owner Paid	Tenant Paid
Unit Heat							
Water Heating							
Cooking							
Unit Electric							
Water Service							
Sewer							
Trash Removal							

<sup>\*</sup>Please mark the appropriate boxes with "X"

#### 1. Utility Allowance Documentation

The maximum allowable rent calculations include costs to be paid by the tenant for utilities including: heat, lights, water, sewer, oil, gas, or trash removal where applicable. Utilities do not include telephone or cable television.

Utility allowances should be calculated as follows:

- 1. RHCDS (FmHA) regulated buildings must use RHCDS approved utility allowances.
- 2. HUD regulated buildings must use HUD approved utility allowances.
- 3. HUD and RHCD buildings must use RHCD approved utility allowances.
- 4. Units with Section 8 subsidy through certificates or vouchers must use the PHA Section 8 existing utility allowances for those tenants. Non-Section 8 units must follow number 5 below.
- 5. All other buildings must use the PHA local utility allowances or local utility company data if it is requested. If local utility company data is obtained, the Owner must use the information, provided it is not an RHCD (FmHA) or HUD regulated building.

Utility allowances need to be updated when area median incomes are revised since they are included in the maximum allowable rent calculations. Any changes in the utility allowance impacts the net chargeable rent to the tenant.

When a new utility allowance is used, rents must be recalculated within ninety (90) days.

**NOTE:** This form must be submitted every year with the Owner Certification of Compliance. If information on this form changes during the compliance period of the project, then the owner must submit a revised form. However, documentation supporting the utility allowance used to calculate rent must be submitted every year with the Owner Certification of Compliance to IHCDA.

# **Affirmative Fair Housing Marketing Plan**

#### U.S. Department of Housing and Urban Development Office of Fair Housing and Equal Opportunity

OMB Approval No. 2529-0013 (exp. 11/30/2006)

1a. Applicant's Name, Address (including city, state & zip code) & Phone	e Number	c. Project/Application Number	er 1d. Number of Units		
		1e. Price or Rental Range From \$ To \$	1f. For Multifamily Housing Only  Elderly Non-Elderly		
		<ol> <li>Approximate Starting Date</li> <li>Advertising</li> </ol>	tes (mm/dd/yyyy)		
		Occupancy			
1b. Project's Name, Location (including city, State and zip code)	1h. Hou	sing Market Area	1i. Census Tract		
	1j. Mana Code		ddress (including City, State and Zip		
2. Type of Affirmative Marketing Plan (check all that apply)  3. Direction of likely to apply efforts)	f Marketing y for the hou	Activity (Indicate which group using because of its location a	o(s) in the housing market area are least nd other factors without special outreach		
MFH Plan NewUpdated SFH Plan White (non-minority) Area Minority Area Mixed Area (with % minority residents)					
4a. Marketing Program: Commercial Media (Check the type of media to Newspapers/Publications Radio TV	to be used to	o advertise the availability of the	nis housing)		
Name of Newspaper, Radio or TV Station Group to	dentification o	f Readers/Audience	Size/Duration of Advertising		
4b. Marketing Program: Brochures, Signs, and HUD's Fair Housing	Poster				
(1) Will brochures, letters, or handouts be used to advertise? Yes	No	If "Yes", attach a copy or su	bmit when available.		
(2) For project site sign, indicate sign sizex; Logo type size	ize	x Attach a photograp	h of project sign or submit when available.		
(3) HUD's Fair Housing Poster must be conspicuously displayed whereve the Sales/Rental Office Real Estate Office	er sales/renta		Fair Housing Posters will be displayed in		

Housing of any changes in this list. Attach a c	opy of correspondence	ce to be mailed to these	e groups/organizations. (Provide all re	equested information.)			
Name of Group/Organization	Group Identification	Approximate Date (mm/dd/yyyy)	Person Contacted or to be C	Contacted			
		(					
Address & Phone Number	Method	of Contact	Indicate the specific function the Grundertake in implementing the mark	· -			
<ol> <li>Future Marketing Activities (Rental Units best describe marketing activities to fill vaca project has been initially occupied.</li> </ol>			erience and Staff Instructions (See in Staff has experience.	nstructions) No			
Newspapers/Publications	Radio TV	, 6b.	6b. On separate sheets, indicate training to be provided to staff on Federal, State and local fair housing laws and regulations, as well as this AFHM Plan. Attach a copy				
Brochures/Leaflets/Handouts  Site Signs  Community Con	tacts Othe	er(specify)	of the instructions to staff regarding	. ,			
8. <b>Review and Update</b> By signing this form, compliance with HUD's Affirmative Fair Hous				eded to ensure continue			
Signature of person submitting this Plan & Dat	te of Submission (mm	n/dd/yyyy)					
Name (type or print)							
Title & Name of Company							
For HUD-Office of Housing Use Only			For HUD-Office of Fair Housing and Equal Opportunity Use Only				
Reviewing Official:		Approve	ed Disapproval	(Check One)			
Signature & Date (mm/dd/yyyy)		Signature 8	Date (mm/dd/yyyy)				
Name (type or print)		Name (type	e or print)				
Title		Title					

4c. Community Contacts. To further inform the group(s) least likely to apply about the availability of the housing, the applicant agrees to establish and maintain

Public reporting burden for this collection of information is estimated to average 3 hours per response, including the time for reviewing instructions, searching existing data sources, gathering and maintaining the data needed, and completing and reviewing the collection of information. This agency may not collect this information, and you are not required to complete this form, unless it displays a currently valid OMB control number.

The Affirmative Fair Housing Marketing (AFHM) Plan is needed to ensure that insured and subsidized developers are taking necessary steps to eliminate discriminatory practices involving Federally insured and subsidizes housing. No application for any housing project or subdivision insured or subsidized under the Department of Housing and Urban Development's (HUD) housing programs can be funded without an approved AFHM Plan (See the "Applicability" section in the instructions below.) The responses are required to obtain or retain a benefit under the Fair Housing Act, Section 808(e)(5) & (6) and 24 CFR Part 200, Subpart M. The form contains no questions of a confidential nature.

Applicability: This form is to be completed by all insured or subsidized: (1) multifamily projects; and (2) single-family homebuilders that can not meet at least one of the following requirements: (a) is a signatory in good standing to a Voluntary Affirmative Marketing Agreement (VAMA); (b) has a HUD approved AFHM Plan; (c) has contracted with someone to market their houses who has an AFHM Plan or is a signatory to a VAMA; or (d) can self certify compliance with HUD's AFHM Regulations, maintain records of their AFHM activities and make the records available to HUD upon request. Single-family homebuilders that can meet at least one of the above requirements can complete block 11 on form HUD-92541-Builder's Certification of Plans, Specifications, & Site instead of completing the AFHM Plan. [See HUD Mortgagee Letters 1995-18 dated April 28, 1995 and 2001-09 dated April 2, 2001]

Each applicant is required to carry out an affirmative program to attract prospective buyers or tenants of all minority and non-minority groups in the housing market area regardless of their race, color, religion, sex, national origin, disability, or familial status. Racial groups include White, Black or African American, American Indian or Alaska Native, Asian, Native Hawaiian or Other Pacific Islander. Other groups in the housing market area who may be subject to housing discrimination include, but are not limited to, Hispanic or Latino, persons with disabilities, or families with children. The applicant shall describe in the AFHM Plan the proposed activities to be carried out during advance marketing, where applicable, and the initial sales and rent-up period. The affirmative marketing program also should ensure that any group(s) of persons ordinarily **not** likely to apply for this housing without special outreach (See Part 3), know about the housing, feel welcome to apply and have the opportunity to buy or rent.

#### **INSTRUCTIONS**

**Send completed form to:** your local HUD Office

Attention: Director, Office of Housing

Part 1-Applicant and Project Identification. Blocks 1a thru 1f-Self-Explanatory. Block 1g-the applicant should specify the approximate date for starting marketing activities to the groups targeted for special outreach and the anticipated date of initial occupancy (if unoccupied). Block 1h-the applicant should indicate the housing market area, in which the housing will be (is) located. Block 1i - the applicant may obtain census tract location information from local planning agencies, public libraries and other sources of census data. Block 1j the applicant should complete only if a Managing/Sales Agent (the agent can not be the applicant) is implementing the AFHM Plan.

#### **Part 2-Type of Affirmative Marketing Plan:**

Applicants for multifamily housing projects should check both the MFH (Multifamily Housing) Plan and indicate the status of the AFHM Plan, e.g. new or update. As appropriate, single-family homebuilders who submit an AFHM Plan, should check the SFH (Single-family Housing) Plan box

All Plans should indicate the racial composition of the housing market area in which the housing will be (is) located by checking one of the three choices. Single-family scattered site builder should submit an SFH Plan that reflects the racial composition of each the housing market area in which the housing will be (is) located. For example, if a builder plans to construct units in both minority and non-minority housing market areas, a separate AFHM Plan shall be submitted for each housing market area.

Part 3-Direction of Marketing Activity. Indicate which group(s) the applicant believes are least likely to apply for this housing without special outreach. Consider factors such as price or rental of housing, sponsorship of housing, racial/ethnic characteristics of housing market area in which housing will be (is) located, disability or familial status of eligible population, public transportation routes, etc.

Previous editions are obsolete ref. Handbook 8025.1 form **HUD-935.2** (8/2004)

Part 4-Marketing Program. The applicant shall describe the marketing program to be used to attract all segments of the eligible population, especially those groups designated in Part 3 of this AFHM Plan as least likely to apply. The applicant shall state: the type of media to be used, the names of newspaper/call letters of radio or TV stations; the identity of the circulation or audience of the media identified in the AFHM Plan (e.g., White, Black or African American, American Indian or Alaska Native, Asian, Native Hawaiian or Other Pacific Islander, Hispanic or Latino, persons with disabilities, and families with children) and the size or duration of newspaper advertising or length and frequency of broadcast advertising. Community contacts include individuals or organizations that are well known in the housing market area or the locality, that can influence persons within groups considered least likely to apply. Such contacts may include, but need not be limited to: neighborhood, minority and women's organizations, grass root faith-based or other community based organizations, labor unions, employers, public and private agencies, disability advocates, schools and individuals who are connected with these organizations and/or are well-known in the community. Applicants should notify their local HUD-Office of Housing of any changes to the list in Part 4c of this AFHM Plan.

Part 5-Future Marketing Activities. Self-Explanatory.

#### Part 6-Experience and Staff Instructions.

- 6a. The applicant should indicate whether the sales/rental staff have had previous experience in marketing housing to group(s) identified as least likely to apply for the housing.
- 6b. Describe the instructions and training provided or to be provided to sales/rental staff. This guidance to staff must include information regarding Federal, State and local fair housing laws and this AFHM Plan.

Copies of any written materials should be submitted with the AFHM Plan, if such materials are available.

**Part 7-Additional Considerations.** In this section describe other groups to which the housing may be marketed and efforts not previously mentioned which are planned to attract persons least likely to apply for the housing. Such efforts may include outreach activities to grass root faithbased or other community based organizations, and other ethnic groups with limited English proficiency (LEP).

**Part 8-Review and Update.** By signing, the applicant assumes full responsibility for the AFHM Plans implementation and required reviews and updates. HUD may monitor the implementation of this AFHM Plan at any time and request modification in its format or content, where deemed necessary.

Notice of Intent to Begin Marketing. No later than 90 days prior to the initiation of sales or rental marketing activities, the applicant of an approved AFHM Plan shall submit notice of intent to begin marketing. The notification is required by the Affirmative Fair Housing Marketing Plan Compliance Regulations (24 CFR Part 108.15). It is submitted either orally or in writing to the Office of Housing in the appropriate HUD Office servicing the locality in which the proposed housing will be located.

OMB approval of the Affirmative Fair Housing Plan includes approval of this notification procedure as part of the AFHM Plan. The burden hours for such notification are included in the total designated for this AFHM Plan form.

Previous editions are obsolete ref. Handbook 8025.1 form **HUD-935.2** (8/2004)

Property Directional Form		
Please complete one d	irectional form for e	each property.
Building Identification	Number (BIN):	
Name of Property:		Contact Person at Property:
Address of Property:_		
City:	_ County:	Phone Number of Property:
Please provide written	directions from Ind	lianapolis to the above property:
		ty according to the directions given above: * Yahoo ble. You must verify the directions are correct.

Any additional directional information can be placed on the back of this form. Thank you for your cooperation.